



# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

September 18, 2012

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

# ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

51 September 18, 2012

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

### **AMENDMENT 2 TO CONTRACT NO. 001581 FOR GENERATION EARTH SECONDARY SCHOOL ENVIRONMENTAL EDUCATION PROGRAM (ALL SUPERVISORIAL DISTRICTS) (3 VOTES)**

#### **SUBJECT**

This action is to extend the contract for Generation Earth Secondary School Environmental Education Program on a month-to-month basis for up to nine months until a replacement contract is awarded.

#### **IT IS RECOMMENDED THAT THE BOARD:**

1. Approve Amendment 2 to Contract No. 001581 with TreePeople, Inc., for Generation Earth Secondary School Environmental Education Program on a month-to-month basis for up to nine months until a replacement contract is awarded at a contract amount of \$545,000 commencing on October 13, 2012.
2. Authorize the Director of Public Works or her designee to increase the contract amount up to an additional 10 percent of the contract sum for unforeseen, additional work within the scope of the contract, if required.
3. Authorize the Director of Public Works or her designee to execute the amendment upon proper execution by the contractor and approval as to form by County Counsel.

#### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended action is to continue to provide Generation Earth Secondary School Environmental Education Program on a month-to-month basis starting on October 13, 2012, for up to nine months. This amendment is required to provide this service while the Department of Public Works (Public Works) completes the solicitation process for a replacement contract. The preparation of the solicitation began several months ago, but the need for extensive changes in the scope of work and solicitation documents necessitated this extension. When proposals have been received and evaluated, Public Works will recommend a contract award for continued provision of this program.

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1), Fiscal Sustainability (Goal 2), and Integrated Services Delivery (Goal 3). The contractor who has the specialized expertise to provide these services accurately, efficiently, timely, and in a responsive manner will support Public Works in meeting these goals.

### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

The requested amount is \$545,000 for the nine-month period plus an additional 10 percent of the contract sum for unforeseen, additional work within the scope of the contract, if required. This amount is based on a monthly amount of \$60,555.55. Funding for these services is included in the Fiscal Year 2012-13 Solid Waste Management Fund and Flood Control District Fund Budgets.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

On September 29, 2005, your Board approved Contract No. 001581 with TreePeople, Inc., located in Beverly Hills, California, for Generation Earth Secondary School Environmental Education Program, authorizing aggregate annual contract expenditures of \$ 1,000,000 with a potential maximum sum of \$3,000,000. The contract was for an initial one-year period with two 1-year renewal options for a maximum contract term of three years commencing on October 12, 2005.

In accordance with the motion passed by your Board on June 16, 2009, Public Works successfully negotiated with TreePeople, Inc., to accept a 15 percent cost reduction without any reduction in the goods and services provided to the County in exchange for a two-year contract term extension, which extended the final contract year from October 12, 2010, to October 12, 2012.

The amendment, which is substantially reflected in the enclosed form, will provide nine 1-month extension options for the contract's current terms, specifications, and conditions. The Director of Public Works or her designee will execute the amendment in accordance with your Board's authorization and only upon proper execution by the contractor and approval as to form by County Counsel.

### **ENVIRONMENTAL DOCUMENTATION**

The recommended action is not a project pursuant to the California Environmental Quality Act (CEQA) because it is an activity that is excluded from the definition of a project by Section 15378(b)

The Honorable Board of Supervisors

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CEQA. This proposed action is an administrative activity of government, which will not result in direct or indirect physical changes to the environment.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

Approval of the amendment will continue the current contracted services.

**CONCLUSION**

Please return one adopted copy of this letter to the Department of Public Works, Administrative Services Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:GZ:cg

Enclosures

c: Chief Executive Office (Rita Robinson)  
County Counsel  
Executive Office

AMENDMENT 2 TO CONTRACT NO. 001581

GENERATION EARTH SECONDARY SCHOOL ENVIRONMENTAL  
EDUCATION PROGRAM

THIS AMENDMENT, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2012, by and between the COUNTY OF LOS ANGELES, a subdivision of the State of California, a body corporate and politic (hereinafter referred to as COUNTY) and TreePeople, Inc, a California nonprofit organization (hereinafter referred to as CONTRACTOR).

WITNESSETH

WHEREAS, Contract No. 001581 ("Contract") was entered into between the COUNTY and the CONTRACTOR, on October 13, 2005, for providing the Generation Earth Secondary School Environmental Education Program, which is to educate secondary school students on pollution prevention and encourage them to reduce the amount of waste going to landfills and pollutants going into our waterways in the COUNTY, for a period of three years with two 1-year renewal options; and

WHEREAS, in accordance with the motion passed by the Board of Supervisors on June 16, 2009; the COUNTY and CONTRACTOR entered into Amendment 1 on September 30, 2009, whereby the CONTRACTOR accepted a 15 percent cost reduction without any reduction in the goods and services provided to the COUNTY in exchange for a contract term extension for two years starting October 13, 2010, through and including October 12, 2012; and

WHEREAS, the parties desire to extend the Contract on a month-to-month basis for up to nine additional months at an amount not to exceed \$545,000 while the solicitation process for a new contract for this service is completed; and

WHEREAS, the CONTRACTOR is willing to provide the service under the Contract's existing terms and conditions during the period as extended under this AMENDMENT.

NOW, THEREFORE, in consideration of these facts and payment to be made by the COUNTY, the COUNTY and the CONTRACTOR agree that Contract No. 001581 between them shall be amended as follows:

FIRST: The CONTRACTOR shall provide continuous performance of this Contract commencing on October 13, 2012, on a month-to-month basis up to the maximum period of nine months, unless the COUNTY provides written notice of nonrenewal at least ten days before the last day of any month, in which case this Contract shall expire as of midnight on the last day of that month.

SECOND: This Contract's amount for the maximum nine-month period for Generation Earth Secondary School Environmental Education Program remains at the reduced rate as provided in Amendment 1 to the Contract with an aggregate total of \$545,000 for the nine-month period or the monthly amount of \$60,555.55 or such greater sum as the Board may approve.

THIRD: The following provision is incorporated into the Contract, Exhibit B, Section 2.T:

R. County Contract Database/CARD

The County maintains databases that track/monitor Contractor performance history. Information entered into such databases may be used for a variety of purposes, including determining whether the County will exercise a Contract term extension option.

**FOURTH:** Except as modified in the AMENDMENT, all terms, conditions, requirements, and specifications of the Contract shall remain in full force and effect.

[illegible]

IN WITNESS WHEREOF, the COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Director of Public Works, and the CONTRACTOR has subscribed its name by and through its duly authorized officers, as of the day, month, and year first written above.

COUNTY OF LOS ANGELES

By \_\_\_\_\_  
Director of Public Works

APPROVED AS TO FORM:

JOHN F. KRATTLI  
County Counsel

By \_\_\_\_\_  
Deputy

TREEPEOPLE, INC.

By \_\_\_\_\_  
Its President

\_\_\_\_\_  
Type or Print Name

By \_\_\_\_\_  
Its Secretary

\_\_\_\_\_  
Type or Print Name